

*JANLAK, Martin J.**USSN 09/804,818:***REMARKS/ARGUMENTS**

Claims 1-33 are currently pending in the application and are rejected under 35 USC 102(e) as being anticipated by Ohanian et al. Applicants respectfully traverse this rejection.

Applicants submit that the Examiner has failed to identify a correspondence between the teachings of Ohanian and any of the claims. The Examiner's detail of what Ohanian anticipates appears to identify only information detailed in the Ohanian reference itself. In fact, no prima facie case is made to show where, if at all, any of the method or system claim elements are taught in the reference cited. No reference is made to the specific teachings of Ohanian to show, with particularity, any of the following:

"a method of providing taxable product information," (Claim 1);

"a method of tracking a product in a distribution process for tax assessment purposes," (Claim 4);

"a method of assessing a tax on a product," (Claim 15);

"a method of tracking a package product," (Claim 16);

"a method of product tracking," (Claim 23);

"a tracking system," (Claim 24);

"a laser marking system for marking a package," (Claim 27);

"a method of marking a package," (Claim 28); or

"an identifying indicia code changing system" (Claim 33); as well as any of the dependent claims associated therewith.

As such, the Examiner has failed to show how the invention was described in Ohanian. Thus, the Applicants respectfully submit that the rejection is improper, and that the claims are in condition for allowance.

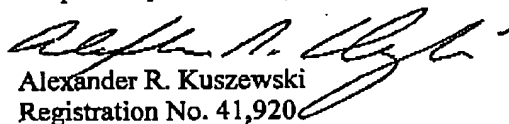
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A 3-month extension fee is believed to be due for the filing of this Response. If any additional fee is due, it should be charged to Deposit Account 23-2053, and such additional fee is hereby authorized. Any required petition should be considered provisionally made.

Respectfully submitted,


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Dated: August 17, 2004

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